



Agenda Date: 8/28/00
Agenda Item: IV-C

**STATE OF NEW JERSEY
Board of Public Utilities
Two Gateway Center
Newark, NJ 07102**

CABLE TELEVISION

IN THE MATTER OF THE PETITION OF)	
GARDEN STATE CABLEVISION L.P. D/B/A)	
GARDEN STATE CABLE T.V. FOR)	
AMENDMENT OF A CERTIFICATE OF)	<u>AMENDMENT OF A</u>
APPROVAL FOR THE TOWNSHIP OF)	<u>RENEWAL</u>
CHERRY HILL, COUNTY OF CAMDEN,)	<u>CERTIFICATE OF APPROVAL</u>
STATE OF NEW JERSEY)	
		DOCKET NO. CE97120902
		DOCKET NO. CE00050312

Thomas C. Kelly, Esq., West Caldwell, New Jersey, for the Petitioner.

Township Clerk, Township of Cherry Hill, New Jersey, by Myrna Cloth, for the Township.

BY THE BOARD:

On March 3, 1999, the Board granted Garden State Cablevision L.P. d/b/a Garden State Cable TV ("Petitioner") a Renewal Certificate of Approval in Docket No. CE97120902, for the continued operation of a cable television system in the Township of Cherry Hill ("Township") pursuant to N.J.S.A. 48:5A-16. The Petitioner's Renewal Certificate of Approval is for a term of 10 years which shall expire on December 12, 2008. The Renewal Certificate of Approval was based on the amendment to its ordinance the Township adopted on June 25, 1998.

Among other terms and conditions included in the Renewal Certificate was Condition No. 6 which designated the Township Clerk as the complaint officer for the Township, pursuant to N.J.S.A. 48:5A-26(a). On March 13, 2000, the Township amended its ordinance to change the complaint officer for the Township to the Office of Cable Television, pursuant to N.J.S.A. 48:5A-26(b). The municipality requested this change.

On May 10, 2000, the Petitioner accepted the terms and conditions of the amended ordinance. On May 17, 2000, the Petitioner filed with the Board requesting that it approve an amendment of the municipal consent upon which the Renewal Certificate of Approval was based.

The Board has reviewed the petition for Amendment to the Renewal Certificate of Approval and the amended municipal consent ordinance. Based upon this review and the recommendation of the Office of Cable Television, the Board HERBY FINDS that is reasonable. Therefore, Condition No. 6 is amended to read:

6. Pursuant to N.J.S.A. 48:5A-26(b), the ordinance specifies a complaint officer. In this case, it is the Office of Cable Television. All complaints shall be received and processed in accordance with N.J.A.C. 14:17-6.5.

Therefore, the Petitioner is HEREBY ISSUED this Amendment to the Renewal Certificate of Approval as evidence of the authority to construct, maintain and operate a cable system within the entirety of the system. This Amendment shall not affect any of the remaining terms and conditions of the Renewal Certificate of Approval issued by the Board in its grant of operating authority. This amendment is subject to all applicable state and federal laws, the rules and regulations of the Office of Cable Television, and any such lawful terms, conditions, and limitations as currently exist or may hereafter be attached to the exercise of the privileges granted herein.

This Amendment to the Renewal Certificate is issued on the representation that the statements contained in the Petitioner's applications are true, and the undertakings therein contained shall be adhered to and enforceable unless specific waiver is granted by the Office of Cable Television pursuant to the authority contained in N.J.S.A. 48:5A-1 et seq.

DATED: August 29, 2000

BOARD OF PUBLIC UTILITIES
BY:

(signed)

HERBERT H. TATE
PRESIDENT

(signed)

CARMEN J. ARMENTI
COMMISSIONER

(signed)

ATTEST:

FREDERICK F. BUTLER
COMMISSIONER

(signed)

FRANCES L. SMITH
BOARD SECRETARY